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**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Serial No. : 10/606,706
Applicants : Eiki YASUKAWA et al.
Filed : June 25, 2003
For : NON-AQUEOUS ELECTROLYTE
AND LITHIUM SODIUM BATTERY
Art Unit : 1745
Examiner : Julian A. MERCADO
Docket No. : 03248C/HG
Confirm. No.: 5090
Customer No.: 01933

**RECORD OF SUBSTANCE OF INTERVIEW BY
APPLICANTS AND REQUEST FOR NEW
AND REDATED OFFICE ACTION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

MAIL STOP AF

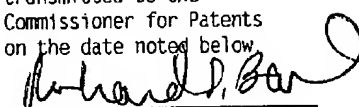
S I R :

In response to the requirement that applicants provide a statement of the substance of the March 6, 2007 telephone interview with Examiner Mercado, applicants provide the following statement:

There are errors in the February 27, 2007 Office Action (final rejection), which indicate that the Examiner did not fully consider the AMENDMENT UNDER 37 CFR 1.111 dated October 12, 2006. For example, page 1 of the February 27, 2007 Office Action

CERTIFICATE OF FACSIMILE
TRANSMISSION
PTO NO. 1-571-273-8300

TOTAL PAGES: 3
I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents on the date noted below.


Attorney: Richard S. Barth

Dated: March 28, 2007

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by Form PTO-2038 attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper, to Account No. 06-1378.

indicated that claims 1 to 30 were pending. Page 2 of the February 27, 2007 Office Action includes objections to claims 8 and 12. Page 3 of the February 27, 2007 Office Action includes a 35 USC 112, second paragraph rejection and a 35 USC 102 rejection of claims 8 and 12. However, claims 8 and 12 were canceled in the AMENDMENT UNDER 37 CFR 1.111 dated October 12, 2006.

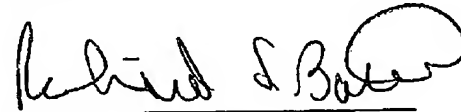
Moreover, in the last sentence on page 3 of the February 27, 2007 Office Action, it was stated that applicants' sole remark in reply to the previous anticipation rejection over Tan et al. is reference to a declaration submitted by Shigematsu. This is incorrect, since pages 21 to 23 of the AMENDMENT UNDER 37 CFR 1.111 dated October 12, 2006 contain arguments in reply to the 35 USC 102 rejection over Tan et al.

During the aforesaid March 6, 2007 telephone interview, Examiner Mercado said that he erroneously did not fully consider the AMENDMENT UNDER 37 CFR 1.111 dated October 12, 2006. Examiner Mercado said he will issue a new Office Action, which will supercede the February 27, 2007 Office Action, and the date for response will be reset to start from the mailing date of the new Office Action. To date, such new Office Action has not been received by the undersigned.

In view of the above, it is respectfully requested that the Examiner issue a new Office Action to supercede the February 27, 2007 Office Action and the date for response be reset to begin from the mailing date of such new Office Action.

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Respectfully submitted,



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RSB/ddf